

STATE OF SOUTH CAROLINA

(Caption of Case)

Joint Application of Haig Point, Inc. and CK  
Materials, LLC for Approval of the Sale, Transfer of  
Stock, Assets and Operating Authority of Haig Point  
Utility Company, Inc.

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

COVER SHEET

DOCKET  
NUMBER: 2007 - 414 - C

(Please type or print)

Submitted by: John F. Beach

Address: Ellis, Lawhorne & Sims, PA

PO Box 2285

Columbia SC 29202

SC Bar Number: 595

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Other:

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda  
expeditiously

☐ Other:

INDUSTRY (Check one)

- ☐ Electric  
☐ Electric/Gas  
☐ Electric/Telecommunications  
☐ Electric/Water  
☐ Electric/Water/Telecom.  
☐ Electric/Water/Sewer  
☐ Gas  
☐ Railroad  
☐ Sewer  
☐ Telecommunications  
☐ Transportation  
☐ Water  
☒ Water/Sewer  
☐ Administrative Matter  
☐ Other:

NATURE OF ACTION (Check all that apply)

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Affidavit                 | <input type="checkbox"/> Letter                            | <input type="checkbox"/> Request                   |
| <input type="checkbox"/> Agreement                 | <input type="checkbox"/> Memorandum                        | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer                    | <input type="checkbox"/> Motion                            | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review          | <input type="checkbox"/> Objection                         | <input type="checkbox"/> Resale Agreement          |
| <input type="checkbox"/> Application               | <input type="checkbox"/> Petition                          | <input type="checkbox"/> Resale Amendment          |
| <input type="checkbox"/> Brief                     | <input type="checkbox"/> Petition for Reconsideration      | <input type="checkbox"/> Reservation Letter        |
| <input type="checkbox"/> Certificate               | <input type="checkbox"/> Petition for Rulemaking           | <input type="checkbox"/> Response                  |
| <input type="checkbox"/> Comments                  | <input type="checkbox"/> Petition for Rule to Show Cause   | <input type="checkbox"/> Response to Discovery     |
| <input type="checkbox"/> Complaint                 | <input checked="" type="checkbox"/> Petition to Intervene  | <input type="checkbox"/> Return to Petition        |
| <input type="checkbox"/> Consent Order             | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation               |
| <input type="checkbox"/> Discovery                 | <input type="checkbox"/> Prefiled Testimony                | <input type="checkbox"/> Subpoena                  |
| <input type="checkbox"/> Exhibit                   | <input type="checkbox"/> Promotion                         | <input type="checkbox"/> Tariff                    |
| <input type="checkbox"/> Expedited Consideration   | <input type="checkbox"/> Proposed Order                    | <input type="checkbox"/> Other:                    |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest                           |  |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit             |  |
| <input type="checkbox"/> Late-Filed Exhibit        | <input type="checkbox"/> Report                            |  |

Print Form

Reset Form

# ELLIS:LAWHORNE

John F. Beach  
Direct dial: 803/343-1269  
[jbeach@ellislawhorne.com](mailto:jbeach@ellislawhorne.com)

December 19, 2007

**FILED ELECTRONICALLY AND ORIGINAL VIA 1<sup>ST</sup> CLASS MAIL SERVICE**

The Honorable Charles L.A. Terreni  
Chief Clerk  
**South Carolina Public Service Commission**  
Post Office Drawer 11649  
Columbia, South Carolina 29211

RE: Joint Application of Haig Point, Inc. and CK Materials, LLC for Approval  
of the Sale, Transfer of Stock, Assets and Operating Authority of Haig  
Point Utility Company, Inc.  
**Docket No. 2007-414-W/S, ELS File No. 1030-11565**

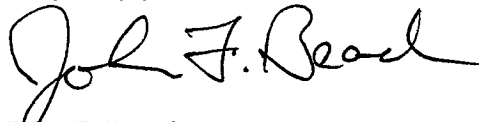
Dear Mr. Terreni:

Enclosed is the original and one copy of the **Petition to Intervene** filed on behalf of the Haig Point Club and Community Association, Inc. in the above-referenced docket. By copy of this letter, I am serving this Petition to Intervene upon all parties of record and enclose my certificate of service to that effect.

Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning it in the enclosed envelope.

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,



John F. Beach

JFB/cr

cc: Mr. Mark Nordman (via 1<sup>st</sup> class mail service)

All parties of record

Enclosures

**THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED TO  
THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.**

**DOCKET NO. 2007-414-W/S**

Joint Application of Haig Point, Inc.  
and CK Materials, LLC for Approval of  
the Sale, Transfer of Stock, Assets and  
Operating Authority of Haig Point  
Utility Company, Inc.

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## PETITION TO INTERVENE

2. HPCCA is an association duly incorporated in South Carolina whose members include Dafuskie Island property owners and residents. Many of the HPCCA members are resident of Haig Point Plantation and, as such, are water and sewer utility customers of HPU.

3. The Commission issued a Notice of Filing in this matter on November 30, 2007, assigning Docket No. 2007-414-W/S and noting that a public hearing may be scheduled at a later date. That Notice of Filing set a deadline for intervention in this docket of December 31, 2007.

4. The Petitioner has a vital interest in this proceeding. At this time, HPCCA does not possess sufficient information to form a position in this proceeding. Participation in this Docket will allow Petitioner to obtain the information necessary to establish that position.

5. HPCCA seeks to participate in this proceeding in order to more fully establish its position and in order to assist in addressing the important issues raised. Petitioner should therefore be permitted to intervene in this proceeding in order to participate fully and present testimony and other evidence as appropriate.

6. Petitioner's authorized representatives in this proceeding are:

John F. Beach  
**Ellis, Lawhorne & Sims, P.A.**  
1501 Main Street, 5<sup>th</sup> Floor  
Post Office Box 2285  
Columbia, SC 29202  
(803) 343-1269, phone  
(803) 799-8479, fax

7. Petitioner requests that it be allowed to intervene in the above-captioned matter, that it be permitted to participate fully as a party of record, to present testimony, cross-examine witnesses, and assert whatever position it deems to be appropriate.

**WHEREFORE**, Petitioner prays for the following relief:

- a. That the Commission accept this Petition to Intervene and make Petitioner a party of record;

- b. That the Commission allow Petitioner to participate fully in this proceeding and take such positions as it deems advisable; and
- c. For such other and further relief as is just and proper.

Respectfully submitted,

**ELLIS, LAWHORNE & SIMS, P.A.**

BY:   
John F. Beach, Esquire  
1501 Main Street, 5<sup>th</sup> Floor  
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Attorney for Haig Point Club and  
Community Association, Inc.

December 19, 2007  
Columbia, South Carolina

**BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2007-414-W/S**

IN RE:

Joint Application of Haig Point, Inc.  
and CK Materials, LLC for Approval of  
the Sale, Transfer of Stock, Assets and  
Operating Authority of Haig Point  
Utility Company, Inc.

**CERTIFICATE OF SERVICE**

This is to certify that I have caused to be served this day, one (1) copy of the **PETITION TO INTERVENE** by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

Charles A. Scarminach, Esquire  
Novit & Scarminach, P.A.  
Post Office Drawer 14  
Hilton Head, SC 29938  
(counsel for CK Materials, LLC)

Laura J. Evans, Esquire,  
Daniel S. McQueeney, Jr., Esquire  
Pratt-Thomas Walker, P.A.  
Post Office Box 22247  
Charleston, SC 29413  
(counsel for Haig Point Utility Company, Incorporated)

Nanette S. Edwards, Esquire  
Office of Regulatory Staff  
Post Office Box 11263  
Columbia, SC 29211  
(counsel for ORS)

  
\_\_\_\_\_  
Carol Roof  
Paralegal

December 19, 2007  
Columbia, South Carolina